

ANNOTATED

IN THE HIGH COURT OF AUSTRALIA
SYDNEY REGISTRY

No. S307 of 2010

BETWEEN

RONALD WILLIAMS
Plaintiff

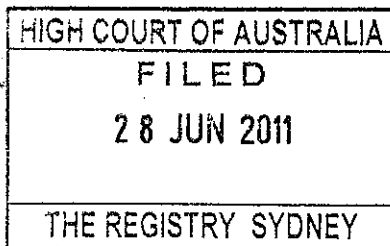
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AND

COMMONWEALTH OF AUSTRALIA
First Defendant

**MINISTER FOR SCHOOL
EDUCATION, EARLY CHILDHOOD AND
YOUTH**
Second Defendant

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**MINISTER FOR FINANCE AND
DEREGULATION**
Third Defendant

SCRIPTURE UNION QUEENSLAND
Fourth Respondent

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PLAINTIFF'S CHRONOLOGY

Part I:

This chronology is in a form suitable for publication on the Internet.

Part II:

Date	Event	Reference
1998	The Queensland Department of Education and Training published procedural policy "SM-03:	SC, Vol 1, 13 (at Par [19]);

Date of Document: 27 June 2011

Filed on behalf of Plaintiff by
Horowitz & Bilinsky
Level 1, 229-231 Macquarie Street
Sydney NSW 2000

DX 1050 SYDNEY
Tel: 02 9233 1777
Fax: 02 9223 3165
Reference: Claudius Bilinsky

	Chaplaincy Services in Queensland State Schools”, setting out procedural and other requirements to be met by Queensland State schools in providing chaplaincy services.	Vol 1, 371
APR 2006	Mr Jo Hawley commenced providing chaplaincy services at the Darling Heights State Primary School (“ the School ”) for an equivalent of two school days per week.	SC, Vol 1, 15 (at Par [37])
23 JUN 2006	The <i>Appropriation Act (No. 1) 2006-2007</i> (Cth) received Royal Assent and commenced operation.	SC, Vol 1, 20 (at Par [74]); Vol 2, 742
29 OCT 2006	The then Prime Minister, the Hon John Howard MP, announced the introduction of the National School Chaplaincy Program, under which the Commonwealth Government would invest up to \$30 million annually for three years for the provision of chaplaincy services in schools, to a maximum of \$20,000 per school per year.	SC, Vol 1, 14 (at Par [25]); Vol 2, 492
DEC 2006	The Department of Education, Science and Training (“ DEST ”) issued the National School Chaplaincy Program Guidelines (“ the Guidelines ”).	SC, Vol 1, 14 (at Par [28]); Vol 2, 505
19 JAN 2007	DEST issued a revised version of the Guidelines which replaced the previous version of the Guidelines.	SC, Vol 1, 14 (at Par [29]); Vol 2, 568
8 FEB 2007	The Portfolio Additional Estimates Statements in support of the 2006-2007 Additional Estimates for the Education, Science and Training portfolio was tabled in the Senate in relation to the Bill for the <i>Appropriation Act (No. 3) 2006-2007</i> (Cth).	SC, Vol 1, 20 (at Par [76]); Vol 2, 793
4 APR 2007	An application for funding under the NSCP in respect of chaplaincy services at the Darling Heights State Primary School was lodged with DEST.	SC, Vol 1, 16 (at Par [39]); Vol 2, 696
10 APR 2007	The <i>Appropriation Act (No. 3) 2006-2007</i> (Cth) received Royal Assent and commenced operation.	SC, Vol 1, 20 (at Par [75]); Vol 2, 770
9 MAY 2007	The Portfolio Budget Statements for DEST were tabled in the Senate in relation to the Bill for the <i>Appropriation Act (No. 1) 2007-2008</i> (Cth).	SC, Vol 1, 21 (at Par [78]); Vol 3, 919
20 JUN 2007	The Chief Financial Officer within the Finance,	SC, Vol 1, 22

	Property & Planning Group of DEST, acting as a second delegate of the Finance Minister pursuant to a delegation by the Secretary of DEST under s 53 of the <i>Financial Management and Accountability Act 1997</i> (Cth) (“the FMA Act”), issued drawing rights pursuant to s 27 of the FMA Act in respect of Outcome 1 of the Administered Item relating to DEST in the <i>Appropriation Act (No 1) 2007-2008</i> (Cth), effective from 1 July 2008.	(at Par [86]); Vol 3, 1346
28 JUN 2007	The <i>Appropriation Act (No. 1) 2007-2008</i> (Cth) received Royal Assent and commenced operation.	SC, Vol 1, 21 (at Par [77]); Vol 2, 848
JUL 2007	The Queensland Government commenced operating a Chaplaincy/Pastoral Care Funding Program, under which funds are available to schools to engage, through community organisations, the services of a chaplain, pastoral care coordinator, youth worker, Youth Support Coordinator or other support worker to provide support for vulnerable students.	SC, Vol 1, 13 (at Par [21])
7 JUL 2007	DEST made an offer of funding to the School under the NSCP.	SC, Vol 1, 16 (at Par [42])
17 JUL 2007	The Queensland Department of Education and Training published a revised policy, which replaced procedural policy “SM-03: Chaplaincy Services in Queensland State Schools”.	SC, Vol 1, 13 (at Par [20]); Vol 1, 380
25 JUL 2007	The Principal of the School signed a declaration that the School intended to proceed with the chaplaincy project.	SC, Vol 1, 16 (at Par [43])
24 SEP 2007	The Deputy Principal of the School notified DEST that Ms Christina Putland was commencing as the chaplain at the School.	SC, Vol 1, 16 (at Par [44])
OCT 2007	The School confirmed, by notification to DEST, that Ms Putland was replacing Ms Hawley as the chaplain at the School.	SC, Vol 1, 17 (at Par [45])
8 OCT 2007	Chaplaincy services using NSCP funding commenced at the School, and in particular, Ms Putland commenced as the chaplain at the School, signing the Code of Conduct for school chaplains under the NSCP.	SC, Vol 1, 18 (at Par [51]- [52])
12 OCT 2007	SUQ issued a tax invoice addressed to DEST for, amongst other amounts and items, the sum of	SC, Vol 1, 19 (at Par [66]);

	\$20,000 (exclusive of GST) in respect of the provision of NSCP chaplaincy services at the School.	Vol 2, 734
9 NOV 2007	The Commonwealth, as represented by DEST, entered into a funding agreement (" the Darling Heights Funding Agreement ") with Scripture Union Queensland (" SUQ ") for the provision of funding under the NSCP in respect of the School.	SC, Vol 1, 17 (at Par [47]); Vol 2, 634
14 NOV 2007	The Commonwealth, through DEST, paid an amount of \$22,000 (inclusive of GST) to SUQ in respect of the invoice issued on or about 12 October 2007.	SC, Vol 1, 19 (at Par [67])
3 DEC 2007	By Administrative Arrangements Order, the NSCP was brought within the responsibilities of the Department of Education, Employment and Workplace Relations (" DEEWR ").	SC, Vol 1, 14 (at Par [30])
APR 2008	Ms Putland ceased providing chaplaincy services at the School and was replaced by Ms Julie Inskip.	SC, Vol 1, 18 (at Par [57])
13 MAY 2008	The Portfolio Budget Statements in support of the 2008-2009 Budget for the Education, Employment and Workplace Relations portfolio were tabled in the Senate in relation to the Bill for the <i>Appropriation Act (No. 1) 2008-2009 (Cth)</i> .	SC, Vol 1, 21 (at Par [80]); Vol 3, 1036
30 JUN 2008	The <i>Appropriation Act (No. 1) 2008-2009 (Cth)</i> received Royal Assent and commenced operation.	SC, Vol 1, 21 (at Par [79]); Vol 3, 998
1 JUL 2008	DEEWR issued a further revised version of the Guidelines which replaced the earlier versions of the Guidelines.	SC, Vol 1, 14 (at Par [31]); Vol 2, 568
1 JUL 2008	The Chief Financial Officer of DEEWR, acting as a second delegate of the Finance Minister pursuant to a delegation by the Secretary of DEST under s 53 of the FMA Act, issued drawing rights pursuant to s 27 of the FMA Act in respect of the payment of public money to meet expenses incurred by the Commonwealth under legislation administered by DEEWR and contracts and arrangements for or in relation to DEEWR.	SC, Vol 1, 22 (at Par [87]); Vol 3, 1352
12 SEP 2008	Ms Inskip signed the Code of Conduct for school chaplains under the NSCP.	SC, Vol 1, 18 (at Par [57])
OCT 2008 - JUL	The chaplaincy service at the school was expanded	SC, Vol 1, 18

2009	at five days per week.	(at Par [56])
12 OCT 2008	The parties to the Darling Heights Funding Agreement agreed in writing to vary the commencement date of the agreement to 8 October 2007.	SC, Vol 1, 17 (at Par [48]); Vol 2, 696
31 OCT 2008	SUQ issued a tax invoice addressed to DEEWR for the sum of \$22,000 (inclusive of GST) in respect of the provision of NSCP chaplaincy services at the School.	SC, Vol 1, 20 (at Par [68]); Vol 2, 736
15 DEC 2008	The Commonwealth, through DEEWR, paid an amount of \$22,000 (inclusive of GST) to SUQ in respect of the invoice issued on or about 31 October 2008.	SC, Vol 1, 20 (at Par [69])
12 MAY 2009	The Portfolio Budget Statements in support of the 2009-2010 Budget for the Education, Employment and Workplace Relations portfolio were tabled in the Senate in relation to the Bill for the <i>Appropriation Act (No. 1) 2009-2010 (Cth)</i> .	SC, Vol 1, 21 (at Par [82]); Vol 3, 1144
25 MAY 2009	Ms Zara-Jane England commenced as chaplain at the School as an additional chaplain with Ms Inskip, and signed the Code of Conduct for school chaplains under the NSCP.	SC, Vol 1, 18 (at Par [58])
30 JUN 2009	The <i>Appropriation Act (No. 1) 2009-2010 (Cth)</i> received Royal Assent and commenced operation.	SC, Vol 1, 21 (at Par [81]); Vol, 3, 1112
1 JUL 2009	The Chief Financial Officer of DEEWR, acting as a second delegate of the Finance Minister pursuant to a delegation by the Secretary of DEST under s 53 of the FMA Act, issued drawing rights pursuant to s 27 of the FMA Act in respect of the payment of public money to meet expenses incurred by the Commonwealth under legislation administered by DEEWR and contracts and arrangements for or in relation to DEEWR, with effect on and from 1 July 2009.	SC, Vol 1, 23 (at Par [88]); Vol 3, 1359
SEP 2009	The chaplaincy service at the School was reduced to an equivalent of three days per week and only one chaplain provided chaplaincy services at the School.	SC, Vol 1, 19 (at Par [60])
9 SEP 2009	SUQ issued a tax invoice addressed to DEEWR for the sum of \$22,000 (inclusive of GST) in respect of the provision of NSCP chaplaincy services at the	SC, Vol 1, 20 (at Par [70]);

	School.	Vol 2, 738
5 OCT 2009	The three eldest children of the Plaintiff were first enrolled at the School.	SC, Vol 1, 1 (at Par [2])
21 NOV 2009	The Prime Minister, the Hon Kevin Rudd MP, announced an extension of the NSCP to December 2011 involving an additional investment of \$42 million over the 2010 and 2011 school years.	SC, Vol 1, 14 (at Par [27]); Vol 2, 494
2 DEC 2009	The Commonwealth, through DEST, paid an amount of \$22,000 (inclusive of GST) to SUQ in respect of the invoice issued on or about 9 September 2009.	SC, Vol 1, 20 (at Par [71])
27 JAN 2010	The youngest of the Plaintiff's children was enrolled at the School.	SC, Vol 1, 1 (at Par [2])
16 FEB 2010	DEEWR issued a further revised version of the Guidelines which replaced the earlier versions of the Guidelines.	SC, Vol 1, 14 (at Par [32]); Vol 2, 793
11 MAY 2010	The Portfolio Budget Statements in support of the 2010-2011 Budget for the Education, Employment and Workplace Relations portfolio were tabled in the Senate in relation to the Bill for the <i>Appropriation Act (No. 1) 2010-2011</i> (Cth).	SC, Vol 1, 22 (at Par [84]); Vol 3, 1270
13 MAY 2010	The parties to the Darling Heights Funding Agreement agreed in writing, among other things, to extend the term of the agreement to 31 December 2011 and to vary the reporting requirements under Item I of Schedule 1.	SC, Vol 1, 17 (at Par [49]); Vol 2, 711
28 JUN 2010	The <i>Appropriation Act (No. 1) 2010-2011</i> (Cth) received Royal Assent and commenced operation.	SC, Vol 1, 22 (at Par [83]); Vol 3, 1234
8 SEP 2010	SUQ issued a tax invoice addressed to DEEWR for the sum of \$27,063.01 (inclusive of GST) in respect of the provision of NSCP chaplaincy services at the School.	SC, Vol 1, 20 (at Par [72]); Vol 2, 740
11 OCT 2010	The Commonwealth, through DEST, paid an amount of \$27,063.01 (inclusive of GST) to SUQ in respect of the invoice issued on or about 8 September 2010.	SC, Vol 1, 20 (at Par [73])
16 DEC 2010	The Director of the Finance Branch of DEEWR, acting as a second delegate of the Finance Minister pursuant to a delegation by the Secretary of DEST	SC, Vol 1, 23 (at Par [89]); Vol 3, 1364

	under s 53 of the FMA Act, issued drawing rights pursuant to s 27 of the FMA Act in respect of specified officers of DEEWR for those appropriations that DEEWR is responsible for from time to time.	
24 JAN 2011	SUQ entered into an Agreement for Chaplaincy Services with the State of Queensland.	SC, Vol 1, 13 (at Par [24]); Vol 1, 407

Date: 28 June 2011



Bret Walker

Phone

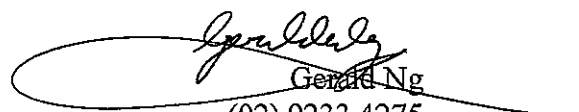
(02) 8257 2527

Fax

(02) 9221 7974

Email

maggie.dalton@stjames.net.au



Gerald Ng

Phone

(02) 9233 4275

Fax

(02) 9221 5386

Email

gng@selbornechambers.com.au